

Notices, termination, overpayments and appeals

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Summary of changes

3400.0183 Termination of Child Care Assistance

- Adds conditions under which a family's eligibility for child care assistance must be terminated during the 12 month eligibility period and at redetermination.
- Adds the effective date of disqualification period for child care providers.

3400.0185 ~~Termination and Adverse Actions; Notice Required~~ Requirements

- Moves all content on notice requirements into this part and organizes content chronologically.
- Outlines notices requirements for eligibility, authorization, adverse actions, and termination for both families and providers.

3400.0187 Recoupment and Recovery of Overpayments

- Adds that no time limit applies to the recoupment or recovery of a CCAP overpayment.
- Adds language to avoid provider overpayments being over-recouped when an overpayment is assessed by multiple agencies for the same incident.

3400.0230 Right to Fair Hearing

- Adds language to clarify that a provider assessed an overpayment cannot request recoupment of the overpayment to stop pending an appeal.
- Adds language to align with due process legislative changes effective February 26, 2021, including:
 - Creates ability for providers to continue receiving CCAP under certain circumstances pending a fair hearing or administrative disqualification hearing.
 - Specifies providers cannot be paid pending an administrative review when payments are stopped for suspected fraud.
 - Clarifies a provider must re-register if they wish to receive CCAP again if the department determines there is good cause to lift the payment hold.